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UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

Eugene DIVISIONRobin R. Gilliland

(Enter full name of plaintiff)

Plaintiff,

v.

Civil Case No. 6:22-cv-496-MO
(to be assigned by Clerk's Office)COMPLAINT FOR VIOLATION OF CIVIL
RIGHTS (PRISONER COMPLAINT)Deputy Eason, Lederer, Nash
Linn County Sheriff Michelle Duncan,
(Employees, Staff at Linn County Jail &
Sheriff's Office) (Albany General Hospital, Staff, and Employees)
Albany Police Dept (Officers who assisted Sheriff) Deputy on 1-16-22 w/ care of myself
at Albany General Hospital (Corvallis hospital, security, staff, and employees.
(Enter full name of ALL defendant(s))
H. Randal, D.

Jury Trial Demanded

☒ Yes ☐ No

Defendant(s).

I. PARTIES

List your name, address, and telephone number below, and the same information for each defendant. Make sure that the defendant(s) listed below are identical to those contained in the caption of the complaint. Attach additional sheets of paper if necessary.

Plaintiff

Name: Robin R. GillilandStreet Address: 1115 Jackson St. SECity, State & Zip Code: Albany, OR 97322Telephone No.: 111A

Defendant No. 1

Name: Deputy Eason
 Street Address: 1115 Jackson St. SE
 City, State & Zip Code: Albany, OR 97322
 Telephone No.: 541-967-3950

Defendant No. 2

Name: Deputy Lederer
 Street Address: 1115 Jackson St. SE
 City, State & Zip Code: Albany, OR 97322
 Telephone No.: 541-967-3950

Defendant No. 3

Name: Deputy Nash
 Street Address: 1115 Jackson St. SE
 City, State & Zip Code: Albany, OR 97322
 Telephone No.: 541-967-3950

Defendant No. 4

Name: Linn County Sheriff Michelle Duncan, staff, and Employees
 Street Address: 1115 Jackson St. SE
 City, State & Zip Code: Albany, OR 97322
 Telephone No.: 541-967-3950

II. BASIS FOR JURISDICTION

Under 42 U.S.C. § 1983, you may sue state or local officials for the "deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws]." Under *Bivens v. Six Unknown Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971), you may sue federal officials for the violation of certain constitutional rights.

A. You are bringing suit against (check all that apply):

- ☒ Federal officials (a *Bivens* claim)
☒ State or local officials (a § 1983 claim)

B. What federal constitutional, statutory, or treaty right(s) is/are at issue?

42 USCA § 1983, First Amendment, Fourth Amendment, Eighth Amendment, Fourteenth Amendment, Cruel and Unusual Punishment, Excessive Force, Due Process

III. STATEMENT OF CLAIMS

Claim I

State here as briefly as possible the facts of your case. Describe how each defendant was involved, when the conduct occurred, and any injuries you have suffered as a result. It is not necessary to give any legal arguments or cite any cases or statutes.

On 1-16-22 was forced on paramedic gurney, belly chained, shackled, and handcuffed while naked, forced into Ambulance where
Sedney Eason repeatedly forced my head and chest onto gurney
with hands on my face and chest, ^{suffocating me, putting fingers in eyes & mouth.} Taken to Albany General
Hospital where I was held down, after being transferred
from medic gurney to hospital bed, again in same restraints as
above mentioned, and at which time I.V. was forced into right
arm, blood taken, given fluids, and catheter used for retrieval of
urine sample while head and face were smashed into bed by

physical force from deputy Eason, Albany Police Officer and four
ABH nurse employee and staff. I was repeatedly assaulted by
deputy Eason's continued force of upper body (face and chest) smashing,
into bed sometimes suffocating me, putting fingers in mouth and eyes,
was threatened retaliation, and ^{punishment by Eason saying "I am stronger than you"}

and that would be put in black restraint chair and be placed on HRC if I
 State here as briefly as possible the facts of your case. Describe how each defendant was involved, when the conduct occurred, and any injuries you have suffered as a result. It is not necessary to give any legal arguments or cite any cases or statutes.

1-21-22 I was threatened continued physical / ~~psychological~~ / psychological pain and distress
~~and suffering by~~ and suffering by

Parties

(Defendant No. 5)

name: Lt. Randal
Address: 1115 Jackson St. SE
City, State + Zip Code: Albany, OR 97322
Telephone No: 541-967-3950

(Defendant No. 7)

Albany General Hospital
Albany, OR

(Defendant No. 6)

name: Albany Police Dept. Officers / Employees
Address:
City, State + Zip Code: Albany, OR
Telephone No:

"Claim 1 continued"

Deputy Eason was constantly conspiring w/ AGH nurse, Albany Police Officer, and supervisor Sherri + Michelle Duncan to inflict unnecessary medical treatment causing mental duress, physical pain, physiological pain + stress, excessive force, cruel + unusual punishment. Raped by Eason, Albany General Hospital Staff + Employees Albany Police Officer forcing catheter in penis. Total deliberate indifference

"Claim II continued"

Deputy Hederer was constantly conspiring w/ other deputies Linn County Sheriff ~~and~~ Michelle Duncan, Corvallis hospital staff/employees, and supervisor to continue excessive force, physical pain, physiological mental duress, cruel and unusual punishment, deliberate indifference

Deputy Lederer while he was dragging me into Form 113 Hospital, leaving abrasions which were later seen by Tyler Reid Attorney at Lederer & ripped my left armpit and saying in my ear wait paint to stop walk, was then thrown on hospital bed by deputies. I was in belly chains and shackles the whole time. During trip to hospital I was intentionally subjected to near freezing temperatures for over 2 hours. 47°-36° Forced I.V. and threatened continued mistreatment by deputy and hospital security by crushing sternum w/ meglight or hammer. If I continued to refuse. Suffer mental distress, physical pain in left armpit, shoulder, middle of back.

Claim III

State here as briefly as possible the facts of your case. Describe how each defendant was involved, when the conduct occurred, and any injuries you have suffered as a result. It is not necessary to give any legal arguments or cite any cases or statutes.

Deputy Nash "pulled" me out of police vehicle while I was in belly chains and shackles slamming my head and shoulders into door of vehicle and frame. Was drug into hospital assisting Deputy Lederer where both deputies "threw" me on hospital bed. Was subjected to near freezing temperature for over 2 hours. 47°-36° only wearing jumpsuit. Tormented while I had to listen to deputies and hospital security laugh and conspire to crush sternum. Deputy Nash Forced I.V. Fluid "squeezing bag" into my arm. Suffer mental distress, pain in neck and shoulders, middle back.

(If you have additional claims, describe them on another piece of paper, using the same outline.)

Claim III

Michelle Duncan, Linn County jail staff and employees left me w/no shoes, ^{no} medical mattress, and one blanket from 1-16-22 to 1-23-22 on approximately for reasons unknown. The staff and deputies would open tray slot and drop sack lunch on floor for approximately 3 days from 1-16-22 then started placing hot tray on floor, mattress, sick, along w/ sack lunch. Heat was turned down due to Covid and middle of winter months w/ only 1 blanket. No sheets, under clothes, jumpsuit only. All this was done maliciously and w/ ~~del~~ deliberate indifference to cause physical and mental pain to myself. Intentional cruel and unusual punishment.

Claim IV

Linn County Sheriff Michelle Duncan, Lt. Randal D. Linn County jail staff and employees, have kept me in solitary confinement since Dec. 28th 2021 w/out merit. I've had no misconduct in over 25 yrs. at this facility and been a worker last 3 incarcerations here. Because of recent charges I'm being mistreated daily w/ little or no exercise, no outside, and being told its D.A. court ordered no-contact. I have in my possession proof from D.A. there is "NO" no-contact, never was and will

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not be in future. I've brought this to LCS's attention and my Attorney Tyler Reid has emailed LCS w/notice from D.A. about non-existent no-contact yet LCS still has me in solitary confinement 23½ hours a day up until a week or so ago and now 23 hours a day lock down, proclaiming that there's a no-contact ordered by D.A.'s office. I've written numerous letters asking for override to another lesser custody and been refused as every avenue I've tried (IE: grievance administrative review process) to resolve all issues stated in actions/claims that have occurred to myself since my incarceration into LCS on 12-28-21 until present time which I'm still in solitary confinement. This is all being done w/malicious intent by Sheriff LCS staff and employees, to cause mental/physical pain suffering and distress to myself Robin R. Cilliland. Please help!

IV. EXHAUSTION OF ADMINISTRATIVE REMEDIES

I have filed for administrative relief as to all claims in Section III and have concluded all administrative appeals available to me.

☒ Yes

☐ No

V. RELIEF

State briefly exactly what you want the court to do for you and the amount, if any, of monetary compensation you are seeking. Make no legal arguments. Cite no cases or statutes.

~~2222~~ All defendants held accountable for their participation at all levels including prosecution individually and or parties. Rules and or procedures readdressed at LCJ (\$5.3 million dollars for pain/mental/physical + suffering) (mental/psychological) address 1.7 million from each defendant (dollars) Fines and or monies owed at LCJ for medical between (1-16 - 1-21) returned. Injuries obtained from abuse (physical) intended by Drs. at defendant inst.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 28th day of March, 2022.

Robert R. Willard
(Signature of Plaintiff)